*AO 440 (Rev. 8/01) Summons in a Civil Action

2/10 440 (Rev. 8/01) Summons in a Civil Action			
UNITED STAT	ES DIST	RICT COURT	Γ
Southern	District of _		New York
Altria Group, Inc. Plaintiff			
••		SUMMONS IN	A CIVIL ACTION
V. The United States of America Defendant			
	CASEN	8 CV	3144
TO: (Name and address of Defendant)			
Michael J. Garcia, United States A U.S. Attorney's Office for the South 86 Chambers Street New York, NY 10007	attorney hern District of	New York	
YOU ARE HEREBY SUMMONED and requir	ed to serve on	PLAINTIFF'S ATT	ORNEY (name and address)
Lawrence A. Dany III Sutherland Asbill & Brennan LLP 1114 Avenue of the Americas, 40th New York, NY 10036	h Floor		
an answer to the complaint which is served on you with of this summons on you, exclusive of the day of service. for the relief demanded in the complaint. Any answer to Clerk of this Court within a reasonable period of time a	If you fail to o that you serve	lo so, judgment by d	days after service lefault will be taken against you is action must be filed with the
J. MICHAEL McMAHON CLERK Junters Quinters	DATE	MAR 2 7 2008	
Warres dunters			

(By) DEPUTY CLERK

*AO 440 (Rev 8/01) Summons in a Civil Action RETURN OF SERVICE Service of the Summons and complaint was made by me⁽¹⁾ ☐ Served personally upon the defendant. Place where served: ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: ☐ Returned unexecuted: Cother (specify): VIA CEATIFIED Mail, by depositing in postpaid properly addressed envelope in post office as per Fed. Civ. Rule 4(i) STATEMENT OF SERVICE FEES TRAVEL SERVICES TOTAL \$0.00 **DECLARATION OF SERVER** I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct. 2417, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Altria Group, Inc.,

Case No. 08-cv-3144

Plaintiff,

٧.

The United States of America,

Defendant.

AFFIDAVIT OF SERVICE

STATE OF NEW YORK

SS.:

COUNTY OF NEW YORK

APRIL McELWEE, being duly sworn, deposes and says:

Deponent is not a party to the action, is over the age of 18 years and resides in New York.

That on the 27th day of March, 2008, deponent served the attached SUMMONS WITH COMPLAINT upon the following, via certified mail, by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in a post office or official depository under the exclusive care and custody of the United States Postal Service:

MICHAEL J GARCIA United States Attorney U.S. Attorney's Office for the Southern District of New York 86 Chambers Street New York, NY 10007

THE HONORABLE MICHAEL B. MUKASEY U.S. Department of Justice 950 Pennsylvania Avenue, N.W. Washington, DC 20530-0001

DOUGLAS SHULMAN Commissioner Internal Revenue Service 1111 Constitution Avenue, N.W. Washington, DC 20224

FRANK Y. NG LMSB Commissioner Internal Revenue Service 1111 Constitution Avenue, N.W. Attn: SE:LM Washington, DC 20224

Dated: March 27, 2008

New York, New York

Sworn to and subscribed before me, Notary, this 27thday of March 2008.

GUILLERMO VAZQUEZ
Notary Public, State of New York
No. 01VA6080415 Qualified in New York County Commission Expires Sept. 16, 2010

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